



08-10-05

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**Certificate of Mailing by EXPRESS MAIL  
under 37 CFR 1.10**

**In re:**

Application No. : 10/611,622 Confirmation No. 1376  
Applicant : ATSUO YAMADA et al.  
Filing Date : June 30, 2003  
TC/A.U. : 1745  
Examiner : Weiner, Laura S.  
Title: Positive electrode active material, non-aqueous electrolyte  
secondary battery and method for producing positive  
electrode active material

I hereby certify that the following documents:

**Amendment Transmittal Form (1 pg); Amendment and Response to  
05/16/2005 Office Action (2 pgs); Return Receipt Postcard**

are being deposited with the United States Postal as "Express Mail Post Office to Addressee" and addressed to:

**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

On August 9, 2005  
Date

Connie A. Mills  
Signature

Connie A. Mills  
Typed or printed name of person signing Certificate

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PTO/SB/21 (08-00)

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

|  |   |                        |                  |
|--|---|------------------------|------------------|
|  |   | Application Number     | 10/611,622       |
|  |   | Filing Date            | 06/30/2003       |
|  |   | First Named Inventor   | YAMADA, Atsuo    |
|  |   | Group Art Unit         | 1745             |
|  |   | Examiner Name          | WEINER, Laura S. |
| Total Number of Pages in This Submission | 4 | Attorney Docket Number | 09793822.0191    |

## ENCLOSURES (check all that apply)

|   |   |  |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form                                   | <input type="checkbox"/> Assignment Papers<br>(for an Application)                      | <input type="checkbox"/> After Allowance Communication to Group  |
| <input type="checkbox"/> Fee Attached   | <input type="checkbox"/> Drawings   | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  |
| <input checked="" type="checkbox"/> Amendment / Reply                           | <input type="checkbox"/> Licensing-related Papers                                       | <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)   |
| <input type="checkbox"/> After Final  | <input type="checkbox"/> Petition   | <input type="checkbox"/> Proprietary Information   |
| <input type="checkbox"/> Affidavits/declaration(s)                              | <input type="checkbox"/> Petition to Convert to a Provisional Application               | <input type="checkbox"/> Status Letter   |
| <input type="checkbox"/> Extension of Time Request                              | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  |
| <input type="checkbox"/> Express Abandonment Request                            | <input type="checkbox"/> Terminal Disclaimer  |  |
| <input type="checkbox"/> Information Disclosure Statement                       | <input type="checkbox"/> Request for Refund   |  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)                 | <input type="checkbox"/> CD, Number of CD(s) _____                                      |  |
| <input type="checkbox"/> Response to Missing Parts/<br>Incomplete Application   |   |  |
| <input type="checkbox"/> Response to Missing Parts<br>Under 37 CFR 1.52 or 1.53 |   |  |
| Remarks   |   | The Commissioner is hereby authorized to charge any required fees associated with this communication or credit any overpayment to Deposit Account No. 19-3140. |

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

|                               |   |
|-------------------------------|---|
| Firm<br>or<br>Individual Name | SONNENSCHEIN NATH & ROSENTHAL LLP (CUSTOMER # 26263)<br>By Lara Dickey Lewis, Reg. No. 48,161 |
| Signature                     |   |
| Date                          | 08/09/2005  |

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08/09/2005

|                       |                 |
|-----------------------|-----------------|
| Typed or printed name | Connie A. Mills |
| Signature             |                 |

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Docket No. : 09793822.0191  
Customer Number : 26263

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Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**AMENDMENT AND RESPONSE TO MAY 16, 2005 OFFICE ACTION**

Responsive to the Office Action dated May 18, 2005, Applicant respectfully requests entry of the following amendment:

Remarks/Arguments begin on page 2 of this paper.